

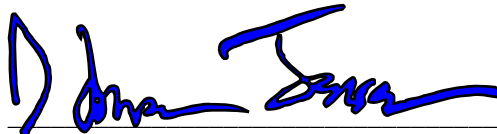
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6 UNITED STATES DISTRICT COURT
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8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9

10 UNITED STATES OF AMERICA,) Case No.: CR 08-00540 DLJ
11)
Plaintiff,) ORDER RE: EXCLUSION OF TIME UNDER THE
12) SPEEDY TRIAL ACT [18 U.S.C. §3161]
vs.)
13 JAMES SELZER,)
14 Defendant)
_____)

15
16 FOR THE REASONS SET FORTH ABOVE IN THE STIPULATION BETWEEN THE PARTIES, IT IS HEREBY
17 ORDERED that the time from March 20, 2009 to May 01, 2009 is hereby excluded from the
18 time calculations of the Speedy Trial Act, 18 U.S.C. §3161. The court finds the time
19 from March 20, 2009 to May 01, 2009 excludable from the Speedy Trial Act requirements
20 of Title 18, United States Code, sections 3161(h)(8)(A) and 3161(h)(8)(B)(iv). The
21 court finds that the time excludable in that the ends of justice served by granting
22 this continuance of the status conference to May 01, 2009 outweigh the best interests
23 of the public and the defendant in an earlier trial for the following reasons:
24 defense counsel is currently engaged in a homicide trial in the Superior Court of
25 Alameda County and is unable to appear. For this reason, the court finds that a
26 continuance of the status conference to May 01, 2009 is necessary to ensure both
27 effective case preparation and the availability of defense counsel, and denial of such
28 a continuance would unreasonably deny defendant effective case preparation and
continuity of counsel pursuant to 18 U.S.C. §§3161 (h)(8)(A) and 3161 (h)(8)(B)(iv).

DATE: March 16, 2009



D. Lowell Jensen
United States District Court Judge